

Projected Consultations
Region 8 – Fall 2016

Ecosystems Protection and Remediation

1.

Blake

We are projecting one area for tribal consultation this coming year:

404 program- Nationwide Permit renewals

If you need more information on this area please contact Brent Truskowski.

Thanks.

Sandy

Sandra A. Stavnes
Deputy Assistant Regional Administrator
Office of Ecosystems Protection and Remediation
USEPA, Region 8
303-312-6117

Office of Partnerships and Regulatory Assistance

2.

Ute Indian Tribe

Regional contacts: For RCRP - Nancy Morlock, Margo Smith and Jesse Newland

Subject area for consultation: US Oil Sands PR Spring Tar Sands Project, and Red Leaf Resources Oil Shale Project

Tribe/Tribes to be consulted: Ute Tribe

Timeframe for consultation: Discussions with the Tribe are planned for mid-October 2016, with potential formal consultation to follow later in the fiscal year

Other pertinent information: The EPA Region 8 RCRA Program has been working with ECEJ and HQ to evaluate the environmental concerns, as well as the regulatory and jurisdictional aspects of the oil shale and tar sands projects in the Uinta Basin. The goal of the consultation is to establish contacts to communicate concerns and to conduct site visits. The site visits will enable planning of sampling visits at a future date.

Contact: Nancy Morlock

Office of Water Protection (Starting October 1, 2016)

Hi Callie and Blake –

Here's what we expect for consultations right now for the Water Program:

3.

OST and CRST consultation on Dewey Burdock UIC draft permits – expected to occur 1Q or 2Q FY17.

4.

MHA nation consultation on UIC/DW/WW jurisdictional issues and the tribes comments on a draft UIC permit for the Newalta well.

5.

MHA nation – consultation on TAT refinery (expected to occur before Sept 30, but may come up again).

Ex. 5 - Deliberative Process

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Please let me know if you have any questions on this.

Thanks!

Sarah

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Air Program

6.

U&O Permit Letter

Regional contact: Claudia Smith

Subject area for consultation: Permits

Tribe/Tribes to be consulted: Ute Indian Tribe

Timeframe for consultation: The Notification of Consultation and Coordination Letter was sent on July 18, 2016, with a request for response within 30 days of receipt of letter to request EPA to initiate Tribal Consultation. That 30 day timeline has passed, although the Tribe could technically request consultation at any time.

Other pertinent information: The "Notification of Consultation and Coordination with Respect to the Issuance of Air Pollution Control Permit Pursuant to the Tribal Minor New Source Review (MNSR) Permit Program for an Existing Natural Gas Compressor Station on the Uintah and Ouray Indian Reservation" letter in concerned with MNSR Permit Program at 40 CFR Part 49, owner and operator Questar Pipeline Company (QPC) requesting a MNSR permit with federally enforceable air pollutant emission limits for the existing Fidler Compressor Station. Randy Brown has a copy of this letter.

7.

Stratospheric Ozone Exceptional Event

Regional contact: Richard Payton

Subject area for consultation: Regulations or rules

Tribe/Tribes to be consulted: Ute Indian Tribe

Timeframe for consultation: Minnie Grant, staff member at the Ute Indian Tribe's Energy, Minerals and Air Office, is presenting to the Tribe's Board on August 23, 2016 with the purpose of requesting the Tribe to officially and in writing give permission to the EPA to publish the stratospheric ozone draft Exceptional Event demonstration for a 30 day public comment period. The demonstration must be received for review by the EPA by October 1, 2016, after the 30 day public comment period has closed.

Ex. 5 - Deliberative Process

8.

U&O Federal Implementation Plan (FIP)

Regional contact: Claudia Smith

Subject area for consultation: Regulations or rules

Tribe/Tribes to be consulted: Ute Indian Tribe

Timeframe for consultation: EPA Region 8 management and staff have been coordinating with the Tribe for over a year at this point.

Ex. 5 - Deliberative Process

Thanks,

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Office of Regional Counsel

Ex. 5 - Attorney Client

Thanks,
Everett Volk